IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.1219 OF 2004

IN

CRIMINAL APPEAL NO. 350 OF 2004.

Pandurang @ Laxmikant Manohar
Parab & Anr. : Applicants.

versus.

The State of Maharashtra : Respondent.

Mr.S.V.Kotwal for the applicants.
Mr.D.R.More, APP, for the State.

CORAM : D.G.DESHPANDE,J.

DATED : 11th August 2004.

P.C.

1. Heard the advocate for both the applicants and learned APP for the State. The applicants are the accused who have been convicted under Section 307 of the Indian Penal Code and sentenced to suffer R.I. for seven

years and five years respectively. Accused No.1 is alleged to have given a blow with Koyta resulting in total amputation of the wrist of the victim. Accused No.2 is alleged to have assaulted the victim by hard and blunt object like hammer. According to Doctor (PW6) the injury on the writ was grievous. He did not state anything about the injury on the head which was about 15 cm. in length circular in shape. Accused No.1 was on bail during trial whereas accused No.2 was not. But looking to the weapon used and the injury caused, accused No.1 does not deserve to be released on bail. Accused No.2 be released on his P.R. bond of Rs.7000/- with one solvent surety in the like amount. He will report to the concerned police station once in a fortnight for six months and thereafter once in a month till the appeal is disposed of. Substantive sentence of accused No.2 is suspended, pending appeal. Accused No.2 will pay fine before he is released on bail. Application is disposed of.

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